

09/981927

Law Offices  
**PANDISCIO & PANDISCIO, P.C.**  
Patents, Trademarks, Copyrights And Unfair Competition

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FACSIMILE TRANSMISSION COVER PAGE

**NO. OF PAGES (Including cover page) = 9**

DATE: March 30, 2005  
TO: Examiner Kay Pinkney  
U.S. Patent and Trademark Office  
FROM: Scott R. Foster  
SUBJECT: MED-8 CIP

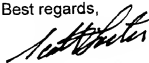
**FAX NO.: 1-703-308-6642**

**MESSAGE**

As you requested during our telephone conversation earlier today, enclosed please find copies of two declarations filed in Application Serial No. 09/981,927.

Please do not hesitate to call if I can be of any further assistance.

Best regards,



Scott R. Foster

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DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:  
My residence, post office address and citizenship  
are as stated below next to my name.

5 I believe I am the original, first and sole  
inventor (if only one name is listed below) or an  
original, first and joint inventor (if plural names are  
listed below) of the subject matter which is claimed  
and for which a patent is sought on the invention  
10 entitled APPARATUS AND METHOD FOR ORTHOPEDIC FIXATION,  
the specification of which is attached hereto.

I hereby state that I have reviewed and understand  
the contents of the above-identified specification,  
including the claims.

15 I acknowledge the duty to disclose information  
which is material to the examination of this  
application in accordance with Title 37, Code of  
Federal Regulations, Section 1.56(a).

20 I hereby claim priority benefits under Title 35,  
United States Code, Section 120, of pending prior U.S.  
Patent Application Serial No. 09/863,174, filed  
05/23/01 by T. Wade Fallin et al. for APPARATUS AND

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METHOD FOR ORTHOPEDIC FIXATION, which patent application is hereby incorporated herein by reference.

I hereby appoint Pandiscio & Pandiscio, a firm composed of Nicholas A. Pandiscio, Registration No. 17293, Mark J. Pandiscio, Registration No. 30883, Scott R. Foster, Registration No. 20570, and James A. Sheridan, Registration No. 43114, or any of them, of 470 Totten Pond Road, Waltham, Massachusetts 02451-1914, (Telephone No. 781-290-0060), my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the U. S. Patent and Trademark Office connected therewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

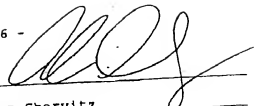
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